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c 37 Compensation for Victims of Crime Amendment Act, 1986

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CHAPTER 37

An Act to amend the Compensation for Victims of Crime Act

Assented to November 4th, 1986

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause 12 (a) of the *Compensation for Victims of Crime Act*, being chapter 82 of the Revised Statutes of Ontario, 1980, is repealed and the following substituted therefor:

- (a) would be prejudicial to the final disposition of the criminal proceedings against the person whose act or omission caused the injury or death; or

(2) Clause 12 (b) of the said Act is amended by adding at the end thereof “or child abuse”.

2. Section 14 of the said Act is amended by striking out “and medical expenses” in the sixth and seventh lines and inserting in lieu thereof “medical expenses and funeral expenses”.

3.—(1) Subsection 17 (2) of the said Act is amended by inserting after “compensation” in the second line “or order a reduced amount of compensation”.

(2) Subsection 17 (3) of the said Act is repealed and the following substituted therefor:

(3) In assessing compensation, the Board shall take into consideration any benefit, compensation or indemnity paid or payable to the applicant from any source other than general welfare assistance or family benefits. ^{Idem}

4.—(1) Clause 19 (1) (a) of the said Act is amended by striking out “\$15,000” and inserting in lieu thereof “\$25,000”.

(2) Clause 19 (1) (b) of the said Act is amended by striking out “\$500” and inserting in lieu thereof “\$1,000”.

(3) Clause 19 (2) (a) of the said Act is amended by striking out “\$100,000” in the second line and inserting in lieu thereof “\$150,000”.

(4) Clause 19 (2) (b) of the said Act is amended by striking out “\$175,000” in the second line and inserting in lieu thereof “\$250,000”.

5.—(1) Section 26 of the said Act is amended by adding thereto the following subsection:

Idem

(2a) The Board may elect to limit the amount for which it is subrogated to the amount of compensation that it has paid in respect of the person whose rights were subrogated by limiting its claim to the amount so paid and, where it so elects, may maintain the action in the name of the Minister.

(2) Section 26 of the said Act is further amended by adding thereto the following subsection:

Person
to assist

(5) A person awarded compensation shall give the Board such information and co-operation as he or she can furnish to assist the Board in maintaining a subrogated action for damages against the offender who caused the injury or death of the victim.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. The short title of this Act is the *Compensation for Victims of Crime Amendment Act, 1986*.